## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

POWER INTEGRATIONS, INC.,	)	
	)	
Plaintiff,	)	
	)	
V.	)	C.A. No. 04-1371-JJF
	)	
FAIRCHILD SEMICONDUCTOR	)	
INTERNATIONAL, INC., and FAIRCHILD	)	
SEMICONDUCTOR CORPORATION,	)	
	)	
Defendants.	)	

### DEFENDANTS' MOTION FOR SUMMARY JUDGMENT OF UNENFORCEABILITY AND INVALIDITY OF U.S. PATENT NOS. 6,107,851 AND 6,229,366

Fairchild Semiconductor International, Inc. and Fairchild Semiconductor Corporation (collectively, "Fairchild") respectfully move for summary judgment that U.S. Patent Nos. 6,107,851 (the "851 Patent") and 6,229,366 (the "366 Patent"), (collectively, "Patents"), are unenforceable due to Power Integrations' inequitable conduct, and invalid under U.S.C. § 102. This motion is based upon the opening brief in support of this motion, the supporting evidence attached hereto, all pleadings and papers on file in this action, and all other evidence the Court deems proper and just.

**ASHBY & GEDDES** 

/s/ John G. Day

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Dated: March 17, 2006

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# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

POWER INTEGRATIONS, INC.,	)
Plaintiff,	)
v.	) C.A. No. 04-1371-JJF
FAIRCHILD SEMICONDUCTOR INTERNATIONAL, INC., and FAIRCHILD SEMICONDUCTOR CORPORATION,  Defendants.	) ) ) ) )
ORI	<u>DER</u>
This day of	, 2006, defendants ("Fairchild") having
moved for summary judgment that the U.S. Pate	nt No. 6,107,851 (the "851 Patent") and
6,229,366 (the "'366 Patent") (collectively, "Patent")	ents") are unenforceable due to plaintiff Power
Integrations, Inc.'s inequitable conduct and inval	lid under U.S.C. § 102, and the Court, after
considering the issues, having concluded that go	od grounds exist for the requested relief, now
therefore,	
IT IS HEREBY ORDERED that Fairchil	d's motion for summary judgment of
unenforceability and invalidity of the '851 and '3	366 Patents is hereby <b>GRANTED</b> .
	United States District Judge

### **CERTIFICATE OF SERVICE**

I hereby certify that on the 17<sup>th</sup> day of March, 2006, the attached **DEFENDANTS**'

#### MOTION FOR SUMMARY JUDGMENT OF UNENFORCEABILITY AND

INVALIDITY OF U.S. PATENT NOS. 6,107,851 AND 6,229,366 was served upon the below-

named counsel of record at the address and in the manner indicated:

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**HAND DELIVERY** 

/s/ John G. Day

John G. Day